

AMENDED IN SENATE AUGUST 21, 2008

AMENDED IN SENATE JULY 1, 2008

AMENDED IN SENATE JUNE 18, 2008

AMENDED IN ASSEMBLY MAY 23, 2008

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 2026

Introduced by Assembly Member ~~Levine~~ Emerson

(Principal coauthor: Senator Cedillo)

(Coauthors: Assembly Members Cook and Price)

February 15, 2008

~~An act relating to gaming.~~ *An act to amend Section 5443.5 of the Business and Professions Code, relating to outdoor advertising.*

LEGISLATIVE COUNSEL'S DIGEST

AB 2026, as amended, ~~Levine~~ Emerson. ~~Gaming.~~ *Outdoor advertising.*

The Outdoor Advertising Act regulates the placement of advertising displays along highways. Existing law provides that nothing in these regulations prohibits the Department of Transportation from allowing the relocation of any legally permitted display situated on property being acquired for a public use to another location, subject to various approvals, provided that the relocation does not cause a reduction in federal highway funds to the state or result in an increase in the number of advertising displays within the jurisdiction of a governmental entity that do not conform to the regulations.

This bill would delete the provision that states that the relocation shall not result in an increase in the number of nonconforming

advertising displays within the jurisdiction of a governmental entity, thereby allowing a relocation as long as the total number of nonconforming displays is not increased on a statewide basis.

~~The Gambling Control Act provides for the licensure of certain individuals and establishments involved in various gambling activities, and for the regulation of those activities by the California Gambling Control Commission. Existing law provides for the enforcement of those regulations by the Department of Justice. Any violation of these provisions is punishable as a misdemeanor, as specified.~~

~~This bill would require the Gambling Control Commission and the Bureau of Gambling Control within the Department of Justice to prepare a study containing suggested guidelines for the play of poker on the Internet, as specified, and provide a structure for regulation for gambling establishments and tribal governments to offer poker on the Internet. The bill would require the Legislative Analyst to analyze the proposed guidelines and structure developed in the study and assess the potential volume of business and future revenues to the state from gambling establishments and tribal governments that might offer Internet poker. The bill would include a statement of legislative intent in this regard.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 5443.5 of the Business and Professions
- 2 Code is amended to read:
- 3 5443.5. Nothing in this article prohibits the Department of
- 4 Transportation from allowing any legally permitted display situated
- 5 on property being acquired for a public use to be relocated, subject
- 6 to the approval of the public agency acquiring the property and
- 7 the approval of the jurisdiction in which the display will be
- 8 relocated, so long as the action of the department in allowing the
- 9 relocation of the display would not cause a reduction in federal-aid
- 10 highway funds, as provided in Section 131 of Title 23 of the United
- 11 States Code, or an increase in the number of displays which do
- 12 not conform to this article ~~within the jurisdiction of a governmental~~
- 13 entity.
- 14 ~~SECTION 1. The Gambling Control Commission and the~~
- 15 ~~Bureau of Gambling Control within the Department of Justice~~
- 16 ~~shall prepare a study containing suggested guidelines for the play~~

1 of poker on the Internet pursuant to the Unlawful Internet Gambling
2 Enforcement Act of 2006 (Public Law 109-347), and provide a
3 structure for regulation of gambling establishments and tribal
4 governments that offer poker on the Internet. In preparing the study
5 and suggested guidelines and structure, the commission and the
6 bureau shall include safeguards to address the issue of underage
7 gambling, compulsive gambling, and effective law enforcement
8 oversight of the operation of Internet poker.

9 The Legislative Analyst shall analyze the proposed guidelines
10 and structure developed in the study by the commission and the
11 bureau and assess the potential volume of business and future
12 revenues to the State of California from gambling establishments
13 and tribal governments that might offer Internet poker.

14 SEC. 2. The enactment of this act does not authorize the play
15 of Internet poker. In enacting this act, it is merely the intent of the
16 Legislature to have the appropriate state agencies develop a
17 suggested structure, potential regulatory guidelines, and estimate
18 on the amount of revenues to the State of California that may be
19 generated by the play of Internet poker for possible consideration
20 in the future.